PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/772.833 Filing Date TRANSMITTAL February 5, 2004 **FORM** First Named Inventor Friedman Art Unit (to be used for all correspondence after initial filing) Examiner Name Attorney Docket Number 45422,17.1 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Form PTO-1449 (modified) Copies of references Return postcard Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Mary P. Bauman Individual name Signature Bau ∞ \circ Date 2004, 🎝 April CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Typed or printed name Teresa Schmertman April 9,2004 Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 45422.17.1

Friedman, et al.

Application No.:

10/772,833

Examiner: Unknown

Filed:

February 5, 2004

Group Art Unit: *Unknown*

For: AUTOMATED BREATH COLLECTION DEVICE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Applicants also respectfully request that an initialed copy of Form PTO-1449 indicating such consideration be returned with the next Official Action, as set forth in MPEP 609.

This Information Disclosure Statement is being filed within three months of the U.S. filing date. No certification or fee is required. The Commissioner is hereby authorized to charge any additional filing fees required to Deposit Account No. 06-1910.

By submitting these references, Applicant does not admit that the references are prior art to or material to this application, and reserves the right to establish that any

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reference is not prior art. Applicants do not represent that the references have been reviewed in detail; there may be details in the references of which Applicants are unaware.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on

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Teresa Schmertman

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APR 1 2 2004

FORM PTO-1449 MODIFIED

Docket No.: 45422.17.1 Application No.: 10/772,833

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

APPLICANT: Friedman et al.
FILING DATE: February 5, 2004

	IN AN APPLICATION				GROUP ART UNIT:				
		U.S. I	PATENT I	OCUM	IENTS				
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME		CLASS	SUBCLASS	FILING APPRO	DATE IF PRIATE	
	6,186,958	02/2001	Katzman et al.		600	532	-		
	6,180,414	01/2001	Katzman		436	181			
<u> </u>	5,924,995	07/1999	Klein et al.		600	532			
	5,303,575	04/1994	Brown et al.		73	23.3			
	4,830,010	05/1989	Marshall		128	630			
<u> </u>		FOREIG	 N PATEN	T DOC	 UMENTS				
EXAMINER INITIAL	DOCUMENT NO.	DATE	COUNTI		CLASS	SUBCLASS	TRANS YES	LATION NO	
	99/12471	03/1999	WO	5		083			
	OTHER DOCUM	IENTS (inc	luding Aut	hor, Tit	le, Date, P	ertinent Pages	, etc.)		
							-		
			-					<u> </u>	
EXAMINER SIGNATURE					DATE CONSIDERED				

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.